

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent of:)	Confirmation No. 5309
Gary K. Michelson)	
Patent No.: 8,048,075)	(Serial No.: 10/802,906)
Issue Date: November 1, 2011)	(Filed: March 17, 2004)
For: ORTHOPEDIC IMPLANT WITH)	
LOCKING ELEMENT)	

Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CERTIFICATE OF CORRECTION

Pursuant to 35 U.S.C. § 254 and 37 C.F.R. § 1.322, this is a request for the issuance of a Certificate of Correction in the above-identified patent. A copy of Form PTO/SB/44 is appended; the complete Certificate of Correction involves two pages.

The mistakes identified in the appended Form occurred through the fault of the Patent Office, as clearly disclosed by the records of the application which matured into this patent, and as evidenced in the attached copies of the following documents:

1. Page 2 of Form PTO/SB/08 (PTO-1449) filed with the Information Disclosure Statement dated May 16, 2007, showing the correct listing of the Synthes Spine document;
2. Page 5 of Form PTO/SB/08 (PTO-1449) filed with the Information Disclosure Statement dated June 9, 2009, showing the correct listing of the Bohler and Gaudernak document;
3. Page 6 of Form PTO/SB/08 (PTO-1449) filed with the Information Disclosure Statement dated June 9, 2009, showing the correct listing of the various documents pertaining to relevant portions of U.S. applications printed in column 2 on title page 4 of the issued patent;

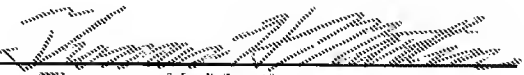
4. Pages 1, 2, 4 and 5 of Form PTO/SB/08 (PTO-1449) filed with the Information Disclosure Statement dated November 1, 2010, showing the correct listing of the various documents printed on title pages 4-6 of the issued patent; and
5. Pages 1-3 of Form PTO/SB/08 (PTO-1449) filed with the Information Disclosure Statement dated June 23, 2011, showing the correct listing of the various documents printed on title page 7 of the issued patent.

Issuance of the Certificate of Correction containing the correction is earnestly requested.

Respectfully submitted,

MARTIN & FERRARO, LLP

Dated: December 14, 2011

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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 8,048,075
APPLICATION NO. : 10/802,906
ISSUE DATE : November 1, 2011
INVENTOR(S) : Gary K. Michelson

Page 1 of 2

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title Page 3, Item (56), Other Publications, Column 2:

Line 49: change "Locking" to -- Locking --; and
Line 56: change "Spint" to -- Spine --.

Title Page 4, Item (56), Other Publications, Column 2:

Line 10: change "Relvant" to -- Relevant --;
Line 13: change "Icluding" to -- Including --;
Line 36: change "2007 917" to -- 2000 (17 --;
Line 37: change "26 2000" to -- 26, 2000 --; and
Line 67: change "No," to -- No. --.

Title Page 5, Item (56), Other Publications, Column 1:

Line 1: change "Preliminary" to -- Preliminary --;
Line 2 and 20: change "U.S" to -- U.S. --;
Line 10: change "U.S," to -- U.S. --;
Line 23: change "3:08-CV-1512" to -- 3:08-CV-1512 --;
Line 29: change "Inc.," to -- Inc., --;
Line 33: change "Claim Cons.truction" to -- Claim Construction --;
Line 34: change "L.R," to -- L.R. --;
Line 37: change "California.," to -- California; --;
Line 40: change "Nuvasive; Inc.'s" to -- Nuvasive, Inc.'s --;
Line 46: change "Piziall" to -- Piziali --;
Line 58: change "(1-11)" to -- (1-11), --; and
Line 65: change " No," to -- No. --.

Title Page 5, Item (56), Other Publications, Column 2:

Line 3: change "Degeendorf" to -- Deggendorf --;
Line 4: change "Inc," to -- Inc. --; and
Line 26: change "Reexaminat on" to -- Reexamination --.

Title Page 6, Item (56), Other Publications, Column 2:

Line 29: change "from" to -- from --;
Line 41: change "Acton" to -- Action --;
Line 57: change "U.S" to -- U.S. --; and
Line 69: change "No," to -- No. --.

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 8,048,075
APPLICATION NO. : 10/802,906
ISSUE DATE : November 1, 2011
INVENTOR(S) : Gary K. Michelson

Page 2 of 2

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title Page 7, Item (56), Other Publications, Column 1:

Line 11: change "et al.'s v." to -- et al.'s Opening Claim Construction Brief; Medtronic Sofamor Danek USA, Inc., et al. v. --; and

Line 19: change "v. Medtronic's" to -- v. Nuvasive, Inc.; Medtronic's --.

Title Page 7, Item (56), Other Publications, Column 2:

Line 1: change "Syste" to -- System --;

Line 18: change "Brief of" to -- Brief on --;

Line 21: change "2001," to -- 2011, --;

Line 28: change "Requestor's" to -- Requester's --;

Line 44: change "95/000.448" to -- 95/000,448 --;

Line 51: change "fromn" to -- from --;

Line 57: change "Prooceding" to -- Proceeding --; and

Line 66: change "No," to -- No. --.

MAILING ADDRESS OF SENDER:

Martin & Ferraro, L.L.P.
1557 Lake O'Pines Street, NE
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	Advertisement for The AcuFix Anterior Cervical Plate System; Spinal Concepts; undated.
	Article from The Surgeon; The Anterior Plating of the Cervical Spine with the Titanium Hollow Screw System by E. Morscher, F. Sutter, H. Jenny and S. Olerud; (1986).
	ACROMED; <u>AcroPlate Anterior Cervical System: Ordering Information for Implants and Instruments</u> ; 1994.
	ACROMED; <u>Kaneda Anterior Spinal Instrumentation System, Technique Manual</u> .
	ACROMED; <u>University Plate Titanium Anterior System: Ordering Information for Implants and Instruments</u> ; 1994
	CASPAR et al.; <u>Experimental and Clinical Studies, Anterior Cervical Fusion and Caspar Plate Stabilization for Cervical Trauma</u> ; Neurosurgery; Vol. 25; No. 4; 1989; pp. 491-502.
	CASPAR, Wolfhard; <u>Anterior Cervical Fusion and Interbody Stabilization with the Trapezial Osteosynthetic Plate Technique</u> ; AESCULAP Scientific Information Booklet.
	FOLEY et al.; <u>Aline Anterior Cervical Plating System: Surgical Technique</u> ; Surgical Dynamics; 1998; pp. 1-16.
	STRYKER IMPLANTS; <u>alpha plate</u> ; 1997.
	SYNTHES SPINE; <u>New Additions, Cervical Spine Locking Plate System</u> ; 1995; pp. 1-17.
	SYNTHES SPINE; <u>Product Profile</u> ; 1993; pp. 1-8.
*	SYNTHES SPINE; <u>The Titanium, Anterior Thoracolumbar Locking Plate System, Technique Guide</u> ; 1994; pp. 1-13. *
EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	

Lit. 4	SU 1560165	4/1990	Soviet Union		NO
Lit. 4	SU 1804317 A3	3/1993	Soviet Union		NO
Rex. 4	WO 88/03781	6/1988	WIPO		YES
	WO 94/17744	8/1994	WIPO		N/A
Lit. 2	WO 95/25474	9/1995	WIPO		YES
Lit. 2, Lit. 4	WO 95/26164 A1	10/1995	WIPO		N/A
Lit. 4 *	WO 95/31941	11/1995	WIPO		N/A
Rex. 5	WO 96/05778 A1	2/1996	WIPO		N/A
Lit. 4	WO 96/32071 A1	10/1996	WIPO		N/A

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Lit. 2	Defendant's Third Supplemental Response to Plaintiffs' Interrogatory Nos. 8-11 . SDGI Holding, Inc. and Medtronic Sofamor Danek, Inc. v. EBI, L.P. and Biomet, Inc. in U.S. District Court for the District of New Jersey, Civil Action No. 2:06-CV-0490; pages 1-48.
Lit. 2, Rex. 1, Rex. 2, Rex. 3, Rex. 6	Bohler and Gaudernak, Anterior Plate Stabilization for Fracture-Dislocations of the Lower Cervical Spine, The Journal of Trauma, Vol. 20, No. 3, Pages 203-205 (Mar. 1980)
Lit. 2	Kotani et al., Biomechanical Analysis of Cervical Stabilization Systems, Spine, Vol. 19, No. 22, Pages 2529-2539 (1994), prior to July 1, 2004.
Lit. 2	Taha and Zuccarello, ORION Anterior Cervical Plate System, Neurosurgery, Vol. 38, No. 3, Pages 607-610 (Mar. 1996).
Lit. 2	Weis et al., In Vitro Biomechanical Comparison of Multistrand Cables with Conventional Cervical Stabilization, Spine, Vol. 21, No. 8, Pages 2108-2114 (1996), prior to July 1, 2004.
Lit. 2	Peak Fixation System Anterior Compression Plate Product Catalog; 8 pages; (Depuy Motech, Inc. 1996), prior to July 1, 2004.
Lit. 2	Dickman et al., Technique of Screw Fixation of the Cervical Spine, BNI Quarterly, Vol. 8, No. 2 Pages 9-26 (1992), prior to July 1, 2004.
Lit. 2	Baldwin et al., Failure of a titanium anterior cervical plate implant: microstructural analysis of failure, Case Report, J. Neurosurgery, Vol. 83, No. 4, cover page and pages 741-743 (October 1995).
Lit. 2	Ebraheim et al., Osteosynthesis of the Cervical Spine With an Anterior Plate, Orthopedics, Vol. 18, No. 2, cover page and pages 141-147 (February 1995).
Lit. 2	Kostuik et al., Anterior Cervical Plate Fixation with the Titanium Hollow Screw Plate System, Spine, Vol. 18, No. 10, Pages 1273-1278 (1993), prior to July 1, 2004.
Lit. 2	Rengachery et al., "Stabilization of the Cervical Spine with the Locking Plate System" in Techniques in Spinal Fusion and Stabilization, Pages 176-190 (1995), prior to July 1, 2004.
Lit. 2	Suh et al., Anterior Cervical Plate Fixation with the Titanium Hollow Screw Plate System, A Preliminary Report, Spine, Vol. 15, No. 10, cover page and pages 1079-1081 (November 1990).
Lit. 2	Zimmer Product Encyclopedia (Zimmer USA June 1978).
Lit. 2 *	Codman Anterior Cervical Plate System (advertised in Spine, Vol. 20, No. 13 (Sep. 1995)).
Lit. 1, Rex. 5 *	ORION Brochure, Anterior Cervical Plate System, Surgical Technique, as described by Gary L. Lowery, M.D., Ph.D. (July 1996); pages 1-24 plus 1 page.
Lit. 2 *	ACROMED; AcroPlate Anterior Cervical System: Ordering Information for Implants and Instruments; (Jan. 1994).
Rex. 5 *	CASPAR et al.; Experimental and Clinical Studies, Anterior Cervical Fusion and Caspar Plate Stabilization for Cervical Trauma; Neurosurgery, Vol. 25; No. 4; 1989; pp. 491-502.
	CLOWARD INSTRUMENT CORPORATION; Brochure, New Cloward Cervical Dislocation Reducer; Catalog No. C17-1000; 1 page; Prior to July 1, 2004.
	CLOWARD INSTRUMENT CORPORATION; Brochure, New Cloward Lumbar Vertebra Spreader; Catalog. No. C61-1025/C61-1026; 1 page; Prior to July 1, 2004.

	CLOWARD INSTRUMENT CORPORATION; Catalog, Cloward Instruments; 1993; 40 pages.
Lit. 2, Rex. 5 *	SYNTHES SPINE; <u>New Additions, Cervical Spine Locking Plate System</u> ; 1995; pp. 1-17.
Rex. 2	Relevant portions of the '586 patent file history. Including: File Wrapper Jacket (1 page); Application filed July 17, 2000 (pages 1-161); Restriction requirement mailed May 18, 2001 (5 pages); Reply to Restriction Requirement mailed September 18, 2001 (2 pages); Office Action mailed December 6, 2001 (6 pages); Fee Record Sheet (1 page); Bib Data Sheet (1 page); Amendment faxed June 6, 2002 (35 pages); Amendment faxed August 29, 2002 (21 pages); Notice of Allowability mailed September 10, 2002 (8 pages); Amendment mailed December 10, 2002 (27 pages); Amendment faxed February 25, 2003 (13 pages); Notice of Allowability mailed March 4, 2003 (5 pages); Amendment mailed April 8, 2003 (2 pages); Office Communication mailed May 8, 2003 (2 pages).
Rex. 2	Relevant portions of U.S. Application No. 09/669,912. Including: File Wrapper Jacket (1 page); Amendment mailed September 24, 2001 (17 pages).
Rex. 3	Relevant portions of U.S. Patent Application 11/110,161. Including: Continuing Application Transmittal filed April 20, 2005; Office Action mailed September 3, 2008 (13 pages).
Rex. 1	Relevant portions of the '542 patent file history. Including: File Wrapper Jacket (1 page); Amendment faxed November 19, 2001 (15 pages); Notice of Allowability mailed December 5, 2001 (4 pages); and Amendment faxed March 6, 2002 (12 pages).
Rex. 3	Relevant portions of the '050 patent file history. Including: Continuing Application Transmittal filed April 9, 2003 (1 page); Notice of Allowability with two initialed PTO/SB/08s mailed February 24, 2005 (9 pages).
Rex. 4	Relevant portions of the '320 patent file history. Including: Divisional Application Transmittal filed September 24, 2002 (1 page); Amendment mailed September 24, 2002 (8 pages); Office Action mailed November 26, 2004 (7 pages); Interview Summary mailed March 1, 2005 (2 pages); Amendment faxed March 2, 2005 (13 pages).
Rex. 5	Relevant portions of the '390 patent file history. Including: Continuing Application Transmittal with claims filed March 11, 2003 (8 pages); Notice of Allowance with initialed PTO/SB/08s and 892 mailed February 24, 2005 (15 pages).
Rex. 6	Relevant portions of the '051 patent file history. Including: Continuing Application Transmittal filed April 10, 2003 (1 page); Notice of Allowability with initialed PTO/SB/08s mailed February 24, 2005 (9 pages).
Rex. 3, Rex. 6	Relevant portions of U.S. Patent Application 10/802,906. Including: Continuing Application Transmittal filed March 17, 2004 (1 page); Office Action mailed December 10, 2008 (10 pages).
Rex. 1	NuVasive HELIX ACP Surgical Technique; 2008; cover page, pages 1-21, and back page.
Rex. 3	Relevant portions of U.S. Application No. 10/938,380. Including: Continuing Application Transmittal filed September 10, 2004 (1 page); Office Action mailed October 2, 2007 (10 pages); Amendment and Information Disclosure Statement faxed January 2, 2008 (20 pages).
Rex. 1	Relevant portions of U.S. Application No. 10/938,380. Including: Advisory Action mailed January 7, 2009 (3 pages); Continuing Application Transmittal mailed September 10, 2004 (1 page).
Rex. 6	Relevant portions of U.S. Application No. 10/938,380. Including: Office Action mailed October 2, 2007 (10 pages); Amendment with Information Disclosure Statement faxed January 2, 2008 (20 pages).
Rex. 5	Relevant portions of U.S. Application No. 09/618,036. Including: File Wrapper Jacket (1 page); Application filed July 17, 2000 (pages 1, 79-160); Amendment faxed July 11, 2002 (11 pages); Office Action with initialed PTO/SB/08s and PTO-892 mailed August 5, 2002 (11 pages); Amendment faxed January 9, 2003 (26 pages); Amendment faxed January 14, 2003 (12 pages); Notice of Allowability with initialed PTO/SB/08 mailed January 21, 2003 (6 pages).
Rex. 5	Relevant portions of U.S. Application No. 09/022,293. Including: File wrapper jacket (1 page); Patent Application Transmittal filed February 11, 1998 (1 page); Fee Transmittal mailed February 11, 1998 (1 page); Application filed on February 11, 1998 (pages 1, 73-148); Restriction Requirement mailed March 23, 1999 (5 pages); Reply to Restriction Requirement mailed July 22, 1999 (2 pages); Office Action with initialed PTO/SB/08 and PTO-892 mailed October 13, 1999 (14 pages); Reply to Office Action mailed April 13, 2000 (17 pages, 2 copies); Notice of Allowability with initialed PTO/SB/08 mailed September 26, 2000 (5 pages).
Rex. 1	Relevant portions of U.S. Application No. 09/022,293. Including: File Wrapper Jacket (1 page); Restriction Requirement mailed March 23, 1999 (6 pages); Reply to Restriction Requirement mailed July 22, 1999 (2 pages); Office Action mailed October 13, 1999 (11 pages); Application filed on February 11, 1998 (pages 1-149); Reply to Office Action mailed April 13, 2000 (17 pages); Notice of Allowability mailed September 26, 2000 (3 pages).

Substitute for FORM PTO-1449		Attorney Docket Number 101.0058-03000		Customer No. 22882		
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		Applicant Gary K. Michelson		Application Number 10/802,908		
(Use several sheets if necessary) Sheet 1 of 5		Filing Date March 17, 2004		Group Art Unit 3775	Examiner M. Lawson	
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,057,111	10/1991	Park			
Rex. 1	5,318,567	6/1994	Vichard			
Rex. 3	5,344,421	9/1994	Crook			
Rex. 1	5,417,533	5/1995	Lasner			
Rex. 1	5,527,311	6/1996	Procter et al.			
	2002/0115742	8/2002	Trieu et al.			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION (YES/NO)
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
Lit. 4	NuVasive, Inc.'s Preliminary Invalidity Contentions Pursuant to Patent Local Rule 3.3 Regarding U.S. Patent Nos. 5,860,973, U.S. Patent No. 6,945,933, and U.S. Patent No. 6,592,586; Medtronic Sofamor Danek USA, Inc., et al. v. NuVasive, Inc.; United States District Court for the Southern District of California; Case No. 3:08-CV-1512 MMA (AJB); dated September 18, 2009; 16 pages; Appendix A.1 (pages 1-22); Appendix A.2 (pages 1-15); Appendix A.3 (pages 1-21); Appendix A.4 (pages 1-14); Appendix A.5 (pages 1-38).					
Lit. 4	Medtronic Sofamor Danek USA, Inc., et al.'s Preliminary Claim Constructions Regarding U.S. Patent Nos. 6,592,586; 5,860,973; 6,945,933; 7,582,058; 7,207,949; and 7,470,236 Pursuant to Patent L.R. 4.1; Medtronic Sofamor Danek USA, Inc.; Warsaw Orthopedic, Inc.; Medtronic Puerto Rico Operations Co.; and Medtronic Sofamor Danek Deggendorf, GmbH v. NuVasive, Inc.; United States District Court Southern District of California; Case No. 3:08-cv-01512-MMA-AJB; dated September 30, 2009; 11 pages.					
Lit. 4	Medtronic Sofamor Danek USA, Inc., et al.'s Responsive Claim Constructions Regarding U.S. Patent Nos. 6,592,586; 5,860,973; 6,945,933; 7,582,058; 7,207,949; and 7,470,236 Pursuant to Patent L.R. 4.1; Medtronic Sofamor Danek USA, Inc.; Warsaw Orthopedic, Inc.; Medtronic Puerto Rico Operations Co.; and Medtronic Sofamor Danek Deggendorf, GmbH v. NuVasive, Inc.; United States District Court Southern District of California; Case No. 3:08-cv-01512-MMA-AJB; dated October 9, 2009; 12 pages.					
Lit. 4	Nuvasive, Inc.'s Preliminary Claim Constructions and Identification of Extrinsic Evidence Pursuant to Patent L.R. 4.1 for U.S. Patent No. 6,592,586, U.S. Patent No. 5,860,973, U.S. Patent No. 6,945,933, U.S. Patent No. 7,207,949, U.S. Patent No. 7,470,236, and U.S. Patent No. 7,582,058; Medtronic Sofamor Danek USA, Inc., et al. v. NuVasive, Inc.; United States District Court Southern District of California; Case No. 3:08-CV-1512 MMA (AJB); dated September 30, 2009; 7 pages.					

Lit. 4	Nuvasive, Inc.'s Responsive Claim Constructions and Identification of Extrinsic Evidence Pursuant to Patent L.R. 4.1 for U.S. Patent No. 6,592,586, U.S. Patent No. 5,860,973, U.S. Patent No. 6,945,933, U.S. Patent No. 7,207,949, U.S. Patent No. 7,470,236, and U.S. Patent No. 7,582,058; Medtronic Sofamor Danek USA, Inc., et al. v. NuVasive, Inc.; United States District Court Southern District of California; Case No. 3:08-CV-1512 MMA (AJB); dated October 9, 2009; 18 pages.
Lit. 4	Join Claim Construction Chart, Worksheet, and Hearing Statement Pursuant to Patent L.R. 4.2 for U.S. Patent Nos. 6,592,586; 5,860,973; 6,945,933; 7,582,058; and 7,470,236; Medtronic Sofamor Danek USA, Inc., et al. v. NuVasive, Inc.; United States District Court Southern District of California; Case No.: 3:08-cv-01512 MMA (AJB); Document 102; dated November 23, 2009; 4 pages; Exhibit A, 59 pages; Exhibit F, 46 pages.
Lit. 4	Medtronic Sofamor Danek, Inc., v. Nuvasive, Inc. (Nuvasive, Inc.'s Corrected Final Invalidity Contentions Regarding U.S. Patent Nos. 5,860,973; 6,592,586; and 6,945,933; 17 pages; dated June 14, 2010; Appendix A.1, 22 pages; Appendix A.2, 16 pages; Appendix A.3, 21 pages; Appendix A.4, 14 pages; Appendix A.5, 38 pages; Appendix A.6, 30 pages; Appendix A.7, 37 pages; Appendix A.8, 64 pages.
Lit. 3	Expert Report of Robert Piziali, Ph.D., Medtronic Sofamor Danek USA, Inc., Warsaw Orthopedic, Inc., Medtronic Puerto Rico Operations Company, Medtronic Sofamor Danek Deggendorf, GmbH, v. Globus Medical, Inc. in the United States District Court for the Eastern District of Pennsylvania; Civil Action No. 06-CV-4248-JG; pages 1-97, Appendix I-CV (pages 1-11), Appendix II (pages 1-7), Appendix III (1 page), Appendix IV (3 pages), and Appendix V (65 pages).
Lit. 3	Supplement to Expert Report of Robert Piziali, Ph.D., Medtronic Sofamor Danek USA, Inc., Warsaw Orthopedic, Inc., Medtronic Puerto Rico Operations Company, Medtronic Sofamor Danek Deggendorf, GmbH, v. Globus Medical, Inc. in the United States District Court for the Eastern District of Pennsylvania; Civil Action No. 06-CV-4248-JG; pages 1-12, Appendix I-CV (pages 1-11), Appendix II (6 pages), Appendix III (1 page), Appendix IV (4 pages), and Appendix V (446 pages).
Lit. 3	Expert Report of Dr. Paul McAfee, Medtronic Sofamor Danek USA, Inc., Warsaw Orthopedic, Inc., Medtronic Puerto Rico Operations Company, Medtronic Sofamor Danek Deggendorf, GmbH, v. Globus Medical, Inc. in the United States District Court for the Eastern District of Pennsylvania; Civil Action No. 06-CV-4248-JG; dated March 14, 2008; pages 1-19.
Lit. 3	Supplement to Expert Report of Dr. Paul C. McAfee, MD, Medtronic Sofamor Danek USA, Inc., Warsaw Orthopedic, Inc., Medtronic Puerto Rico Operations Company, Medtronic Sofamor Danek Deggendorf, GmbH, v. Globus Medical, Inc. in the United States District Court for the Eastern District of Pennsylvania; Civil Action No. 06-CV-4248-JG; dated April 2, 2008; pages 1-21.
Lit. 3	Expert Report of Dr. Paul McAfee, Medtronic Sofamor Danek USA, Inc., Warsaw Orthopedic, Inc., Medtronic Puerto Rico Operations Company, Medtronic Sofamor Danek Deggendorf, GmbH, v. Globus Medical, Inc. in the United States District Court for the Eastern District of Pennsylvania; Civil Action No. 06-CV-4248-NS; dated May 15, 2008; pages 1-51, Appendix A (pages 1-24), Appendix B (1 page), Appendix C (pages 1-4).
Lit. 4	Cervi-Lok Cervical Fixation System, Surgical Technique Manual; Spine-Tech, Inc.; 1995; 21 pages.
	Preliminary Amendment from U.S. Patent Application No. 09/618,038; mailed December 22, 2000; 20 pages.
	Supplemental Preliminary Amendment from U.S. Patent Application No. 09/618,038; mailed September 20, 2001; 9 pages.
	Notice of Allowance from U.S. Patent Application No. 09/618,038; mailed January 28, 2002; 5 pages.
	Preliminary Amendment from U.S. Patent Application No. 09/618,037; mailed April 18, 2001; 19 pages.
	Notice of Allowance from U.S. Patent Application No. 09/618,037; mailed March 21, 2002; 4 pages.
	Office Action from Reexamination Proceeding No. 95/000,446; mailed June 30, 2009; 16 pages.
	Amendment from Reexamination Proceeding No. 95/000,446; mailed August 29, 2009; 46 pages.
	Action Closing Prosecution from Reexamination Proceeding No. 95/000,446; mailed February 17, 2010; 35 pages.
	Amendment from Reexamination Proceeding No. 95/000,446; mailed March 17, 2010; 44 pages.
	Right of Appeal Notice from Reexamination Proceeding No. 95/000,446; mailed April 28, 2010; 36 pages.
	Third Party Comments to Patent Owner's New Amendment of May 28, 2010 from Reexamination Proceeding No. 95/000,446; dated September 20, 2010; 28 pages.
	Amendment from U.S. Patent Application No. 09/618,157; faxed August 13, 2002; 40 pages.
	Amendment from U.S. Patent Application No. 09/618,157; faxed November 4, 2002; 52 pages.
	Notice of Allowance from U.S. Patent Application No. 09/618,157; mailed November 12, 2002; 7 pages.
	Office Action from U.S. Patent Application No. 09/754,733; mailed December 5, 2001; 7 pages.

	Office Action from U.S. Patent Application No. 10/883,086; mailed February 16, 2006; 5 pages.
	Amendment from U.S. Patent Application No. 10/883,086; mailed August 15, 2006; 6 pages.
	Office Action from U.S. Patent Application No. 10/883,086; mailed October 26, 2006; 5 pages.
	Reply to Office Action from U.S. Patent Application No. 10/883,086; faxed January 22, 2007; 2 pages.
	Notice of Allowance from U.S. Patent Application No. 10/883,086; mailed September 13, 2007; 4 pages.
	Office Action from U.S. Patent Application No. 10/883,086; mailed January 7, 2008; 7 pages.
	Amendment from U.S. Patent Application No. 10/883,086; faxed April 3, 2008; 10 pages.
	Notice of Allowance from U.S. Patent Application No. 10/883,086; mailed August 13, 2008; 4 pages.
	Office Action from U.S. Patent Application No. 10/883,086; mailed January 13, 2009; 7 pages.
	Amendment from U.S. Patent Application No. 10/883,086; mailed July 13, 2009; 12 pages.
	Amendment from U.S. Patent Application No. 11/110,161; mailed October 8, 2008; 10 pages.
	Restriction Requirement from U.S. Patent Application No. 11/110,161; mailed June 24, 2009; 5 pages.
	Amendment and Election of Species from U.S. Patent Application No. 11/110,161; filed November 23, 2009; 8 pages.
	Office Action from U.S. Patent Application No. 11/110,161; mailed February 19, 2010; 7 pages.
	Amendment from U.S. Patent Application No. 11/110,161; faxed August 19, 2010; 10 pages.
	Office Action from U.S. Patent Application No. 09/022,344; mailed September 10, 1999; 6 pages.
	Reply to Office Action from U.S. Patent Application No. 09/022,344; mailed February 28, 2000; 4 pages.
	Notice of Allowance from U.S. Patent Application No. 09/022,344; mailed May 3, 2000; 6 pages.
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	

Substitute for FORM PTO-1449		Attorney Docket Number 101.0058-03000		Customer No. 22882		
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		Applicant Gary K. Michelson		Application Number 10/802,906		
(Use several sheets if necessary) Sheet 1 of 3		Filing Date March 17, 2004		Group Art Unit 3775		Examiner M. Lawson
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